

MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned **Kevin A. Gornik, a married man dealing in his sole and separate properties**
 of **RR # 3 Box 82 A Moundsville, WV 26041**

as Lessor and **TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143**, as Lessee, entered into
 an Oil and Gas Lease as of the 3RD day of DECEMBER, 2009. Said lease covers all that certain
 tract of land situate in the District of Clay, in Marshall County, State of West
Virginia, bounded and described generally as follows:

On the North by: n/f:

On the East by: n/f:

On the South by: n/f:

On the West by: n/f:

Tax Parcel No: 04-09-7.2

Containing 1.664 acres, more or less, being the same land conveyed by _____
 and recorded in the records of
 said county in Book 656, Page 74.

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in
 paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Dated: DEC. 3, 2009.

WITNESS:

LESSOR:

Kevin A. Gornik (SEAL)
Kevin A. Gornik

(SEAL)

Approved by:

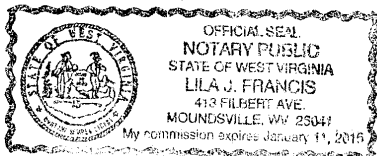
Joe Bojalad
Joe Bojalad, President
TriEnergy Holdings, LLC

State of WV)
)
 County of MARSHALL) SS:

On the 3RD day of DECEMBER in the year 2009, before me, the undersigned, a
 Notary Public in and for said state, personally appeared **Kevin A. Gornik, a married man dealing in his sole and
 separate properties**

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s)
 is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
 his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person
 upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires Jan 11 2015

Lila J. Francis
 Notary Public

CORPORATION

State/Commonwealth of: PennsylvaniaCounty of: Allegheny ss:

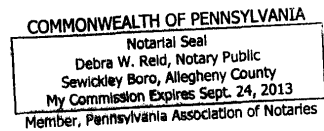
Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad, the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, ²⁰¹⁰~~2009~~ I have hereunto set my hand and affixed my official seal at Sewickley, PA this 11th day of January.

My Commission expires: 7/24/2013Debra W. Reid

Notary Public

Jan Pest
MARSHALL County 09:15:48 AM
Instrument No 1280262
Date Recorded 01/20/2010
Document Type O&G
Pages Recorded 2
Book-Page 693-157
Recording Fee \$5.00
Additional \$6.00



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 3rd day of December 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 20th day of January 2010 at 9:15 o'clock A.M.

TESTE: Jan Pest Clerk.